

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO**

**IN RE:**

**JESUS VAZQUEZ ZAYAS  
KARELIS MARQUEZ PEREIRA**

**DEBTOR(S)**

**CASE NO. 10-03850**

**CHAPTER 13**

**INFORMATIVE MOTION  
(AMENDED CHAPTER 13 PLAN)**

**TO THE HONORABLE COURT:**

Come now(s) Debtor(s), represented by the undersigned attorney, and represents as follows:

1. Debtor(s) inform(s) of the filing of an Amended Chapter 13 Plan pursuant to Rule 1009:

a. Amended Chapter 13 Plan: to readjust payment schedules and to reorganize secured creditor as unsecured.

**WHEREFORE** applicant(s) pray(s) from this Honorable Court to take notice and allow filing of the amended plan.

**RESPECTFULLY SUBMITTED.**

**NOTICE:** Within twenty eight (28) days after service as evidenced by the certification, and an additional three (3) days pursuant to Fed. R. Bank. P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the Clerk's office of the U.S. Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the paper will be deemed unopposed and may be granted unless: (i) the requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the Court, the interest of justice requires otherwise.

**CERTIFICATE OF SERVICE:** I hereby certify that on this same date I electronically filed the above document with the Clerk of the Court using the CM/ECF System which will send a notification of such filing to all C/MECF participants in this case, including: Chapter 13 Trustee, and to the Assistant U.S. Trustee. Furthermore, I hereby certify that I mailed this

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document by First Class Mail postage prepaid to the non CM/ECF participants included in the attached master address list.

**RESPECTFULLY SUBMITTED.**

In San Juan, Puerto Rico, August 17, 2010.

s/JOSE L. JIMENEZ QUINONES

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United States Bankruptcy Court  
District of Puerto Rico

IN RE:

Case No. 10-03850-13

VAZQUEZ ZAYAS, JESUS FRANCISCO & MARQUEZ PEREIRA, KARELIS

Chapter 13

Debtor(s)

AMENDED CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☒ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: \_\_\_\_\_

☒ AMENDED PLAN DATED: 8/12/2010

☐ PRE ☐ POST-CONFIRMATION

Filed by: ☒ Debtor ☐ Trustee ☐ Other

I. PAYMENT PLAN SCHEDULE

\$	450.00	x	1	=	\$	450.00
\$	550.00	x	23	=	\$	12,650.00
\$	650.00	x	12	=	\$	7,800.00
\$	750.00	x	12	=	\$	9,000.00
\$	860.00	x	12	=	\$	10,320.00

TOTAL: \$ 40,220.00

Additional Payments:

\$ \_\_\_\_\_ to be paid as a LUMP SUM  
within \_\_\_\_\_ with proceeds to come from:

☐ Sale of Property identified as follows:

☐ Other:

Periodic Payments to be made other than, and in  
addition to the above:

\$ \_\_\_\_\_ x \_\_\_\_\_ = \$ \_\_\_\_\_

PROPOSED BASE: \$ 40,220.00

III. ATTORNEY'S FEES

(Treated as § 507 Priorities)

Outstanding balance as per Rule 2016(b) Fee  
Disclosure Statement: \$ 2,500.00

Signed: JESUS FRANCISCO VAZQUEZ ZAYAS

Debtor

KARELIS MARQUEZ PEREIRA

Joint Debtor

II. DISBURSEMENT SCHEDULE

A. ADEQUATE PROTECTION PAYMENTS OR \$ 225.00

B. SECURED CLAIMS:

☐ Debtor represents no secured claims.

☒ Creditors having secured claims will retain their liens and shall be paid as follows:

1. ☒ Trustee pays secured ARREARS:

Cr. BANCO SANTANDEI Cr. \_\_\_\_\_

# 7468 # \_\_\_\_\_

\$ 6,332.32 \$ \_\_\_\_\_

2. ☒ Trustee pays IN FULL Secured Claims:

Cr. CRIM Cr. RELIABLE FINANCI Cr. \_\_\_\_\_

# \_\_\_\_\_ # 5326 # \_\_\_\_\_

\$ 1,721.83 \$ 22,505.10 \$ \_\_\_\_\_

3. ☐ Trustee pays VALUE OF COLLATERAL:

Cr. \_\_\_\_\_ Cr. \_\_\_\_\_ Cr. \_\_\_\_\_

# \_\_\_\_\_ # \_\_\_\_\_ # \_\_\_\_\_

\$ \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

4. ☒ Debtor SURRENDERS COLLATERAL to Lien Holder:

AEELA COOPACA

5. ☐ Other:

6. ☒ Debtor otherwise maintains regular payments directly to:

PENTAGON FEDER/ BANCO SANTANDEI

C. PRIORITIES: The Trustee shall pay priorities in accordance with the law.  
11 U.S.C. § 507 and § 1322(a)(2)

D. UNSECURED CLAIMS: Plan ☒ Classifies ☐ Does not Classify Claims.

1. (a) Class A: ☐ Co-debtor Claims / ☐ Other:

☒ Paid 100% / ☐ Other:

Cr. ASOC. THOMASVILI Cr. \_\_\_\_\_

# EXEC. CONT. ARRE # \_\_\_\_\_

\$ 465.00 \$ \_\_\_\_\_

2. Unsecured Claims otherwise receive PRO-RATA disbursements.

OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.)

See Continuation Sheet

**AMENDED CHAPTER 13 PAYMENT PLAN**

Continuation Sheet - Page 1 of 1

- 1- ADEQUATE PROTECTION PAYMENT TO RELIABLE IN THE MONTHLY AMOUNT OF \$225.00 UNTIL CONFIRMATION OF THE PLAN.
- 2- ADEQUATE PROTECTION PAYMENT TO RELIABLE IN THE ESTIMATED TOTAL AMOUNT OF \$1,500.00 AFTER MATURITY DATE OF AUTO LOAN. THROUGH EASTER AMERICA INSURANCE COMPANY
- 3- ANY POST PETITION INCOME TAX REFUNDS THAT THE DEBTOR(S) WOULD BE ENTITLED TO RECEIVE DURING THE TERM OF THE PLAN WILL BE USED TO FUND THIS PLAN. AFTER ITS CONFIRMATION, AND WITHOUT FURTHER NOTICE, HEARING OR COURT ORDER, THE PLAN SHALL BE DEEMED MODIFIED BY THE INCREMENT(S) TO ITS BASE, IN AN AMOUNT EQUAL TO THE AMOUNT OF EACH INCOME TAX REFUND.
- 4- PENTAGON FEDERAL CREDIT UNION WILL BE PAID DIRECTLY AND KEPT CURRENT BY DEBTORS.
- 5- UNEXPIRED EXECUTORY AGREEMENT WITH "ASOCIACION THOMASVILLE PARK", CALLE NEPOMUSEMO, CARR. 860, CAROLINA PR 00987, IS HERBY ASSUMED. ARREARS OF \$465 SHALL BE PROMPTLY PAID BY THE TRUSTEE THROUGH THE PLAN.

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